

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 6136 of 1984

For Approval and Signature:

Hon'ble THE CHIEF JUSTICE MR. K.SREEDHARAN
and
MR.JUSTICE A.R.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
1 to 5 : NO

AMARSINH M RAOL

Versus

D.G.P

Appearance:

MR YN OZA for Petitioner
MS AMEE YAGNIK AGP for Respondent No. 1, 3, 4
M/S MG DOSHIT & CO for Respondent No. 2

CORAM : THE CHIEF JUSTICE MR. K.SREEDHARAN and
MR.JUSTICE A.R.DAVE

Date of decision: 27/04/98

ORAL JUDGEMENT {Per : K. Sreedharan, CJ.}

Petitioner at the time of filing of this
application was working as Police Sub-Inspector in

Ahmedabad City. By an Order dated 9th March, 1984, he was sought to be reverted to the post of Head Constable Grade-I. When this petition came up before the Bench on 4-1-1985, this Court passed an order, "Interim relief enjoining the respondents that the petitioner be admitted to duty forthwith as Police Sub-Inspector in a Police Station at Ahmedabad if there is any vacancy at any of the Police Stations or nearby. Since he is due to retire on 31-1-1985, we direct that the order of giving posting to the petitioner should be given effect to within three days from today."

2. By virtue of the above order, petitioner must have been retired from service while holding the post of Police Sub-Inspector. On his retirement on 31-1-1985, he should have been granted retiral benefits, as no complaint against the quantum of retiral benefits awarded to him is made. Therefore, no further order is called for in this Special Civil Application. It accordingly stands dismissed. Rule discharged.

{K. Sreedharan, CJ.}

{A.R Dave, J.}

Prakash*